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CLERK U.S. DISTRICT COURT
CENTRAL DIST. OF CALIF.
LOS ANGELES

BY:

UNITED STATES DISTRICT COURT

FOR THE CENTRAL DISTRICT OF CALIFORNIA

January 2015 Grand Jury

UNITED STATES OF AMERICA,

CR No. 15

CR 15 00274

Plaintiff,

I N D I C T M E N T

v.

[29 U.S.C. § 501(c): Embezzlement
From Labor Organization;
18 U.S.C. § 1028(a)(7): Possession
and Use of Means of Identification
in Connection with Criminal
Activity]

MICHELLE L. DANCY,

Defendant.

The Grand Jury charges:

General Allegations

At all times relevant to this Indictment:

1. Defendant MICHELLE L. DANCY ("defendant DANCY") was a resident of Lawndale, California, within the Central District of California, and was an employee of the Screen Actors Guild ("SAG").

2. SAG was a labor organization, as defined in Title 29, United States Code, Section 402(i); engaged in an industry affecting commerce; and maintained business offices in Los Angeles, California, within the Central District of California, and elsewhere.

3. SAG represented film and television performers, and, in

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1 that capacity, entered into contracts that provided for compensation
2 known as "residuals" to SAG members. The term, "residuals," as used
3 by SAG and others, denoted compensation payable to SAG members beyond
4 the performer's initial compensation and included, by way of example,
5 payments to principal performers when a motion picture was re-
6 released on cable television or DVD or when a television show was re-
7 broadcast.

8 4. SAG assigned a SAG identification number ("SAG IDN") to
9 each SAG member. Each SAG IDN was unique to the individual SAG
10 member to whom it was assigned, and SAG and its members used the SAG
11 IDNs as a means of identifying specific individuals.

12 5. In order to facilitate the proper and correct payment of
13 residuals, SAG maintained computerized records that included, for
14 each SAG member, the person's name, SAG IDN, aliases, mailing
15 addresses, beneficiaries, and other identifying and financial
16 information.

17 6. SAG maintained all unclaimed residuals in separate accounts
18 and published, on its website and elsewhere, information and guidance
19 designed to facilitate claims for unclaimed residuals by previously
20 un-locatable SAG members (and/or their beneficiaries or assignees).

21 7. SAG's Residuals Estates and Trust Department (the "RET
22 Department") handled the processing of residuals payments to
23 previously un-locatable SAG members and the beneficiaries of such SAG
24 members. SAG established procedures pursuant to which employees in
25 the RET Department were required to compile documents (the "RET
26 Document Packets") in conjunction with all residuals payments in
27 excess of \$5,000 to either previously un-locatable SAG members or the
28 beneficiaries of deceased and previously un-locatable SAG members.

1 The RET Document Packets were required to include, among other
2 things, the SAG member's SAG IDN, screen shots of the SAG member
3 profile, and the signed initials of at least two employees in the SAG
4 RET Department who had reviewed the RET Document Packet.

5 8. Defendant DANCY was a supervisor in SAG's RET Department.
6 In that capacity, defendant DANCY's duties included, among others,:
7 (1) reviewing the RET Document Packets and ensuring that they had
8 been reviewed and initialed by at least two employees in the RET
9 Department; (2) reviewing correspondence from previously un-locatable
10 SAG members and updating and inputting corrections to SAG member
11 profiles (including updating or modifying the individual's address,
12 alias(es), assignee(s), and/or beneficiary(ies) in accordance with
13 the SAG member's directives); (3) supervising other employees in the
14 RET Department, and (4) overseeing the day-to-day operations of the
15 RET Department.

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1 COUNTS ONE THROUGH FOUR
2 [29 U.S.C. § 501(c)]
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4 9. The Grand Jury re-alleges and incorporates paragraphs 1
through 8 of this Indictment as though set forth in full.

5 10. On or about the following dates, in Los Angeles County,
6 within the Central District of California, and elsewhere, defendant
7 DANCY, while a person employed directly and indirectly by SAG, a
8 labor organization engaged in an industry affecting interstate and
9 foreign commerce, together with others known and unknown to the Grand
10 Jury, embezzled, stole, and unlawfully and willfully abstracted and
11 converted to her own use and the use of another, the moneys, funds,
12 securities, property, and other assets of SAG, namely, funds held in
13 trust by SAG and payable to SAG members (or their beneficiaries or
14 assignees) in the following approximate amounts:

| COUNT | DATE | AMOUNT | SAG MEMBER |
|-------|-----------|----------|---------------|
| ONE | 7/28/2010 | \$9,936 | C.S. and T.S. |
| TWO | 8/11/2010 | \$7,460 | N.K. |
| THREE | 8/18/2010 | \$15,724 | A.B. |
| FOUR | 8/18/2010 | \$20,989 | C.M. |

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1 COUNTS FIVE THROUGH NINE

2 [18 U.S.C. § 1028(a)(7)]

3 11. The Grand Jury re-alleges and incorporates by references
4 paragraphs 1 through 8 of this Indictment.

5 12. On or about the following dates, in Los Angeles County,
6 within the Central District of California, and elsewhere, defendant
7 DANCY knowingly transferred, possessed, and used, without lawful
8 authority, the means of identification, more specifically, the SAG
9 IDN, of another person, as set forth below, knowing that the means of
10 identification belonged to another actual person and with the intent
11 to commit and in connection with: (a) unlawful activity in violation
12 of federal law, to wit, violations of Title 29, United States Code,
13 Section 501(c) (embezzlement from a labor organization); and

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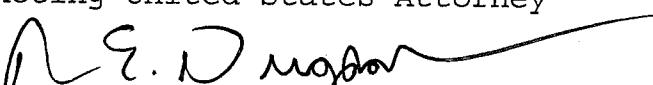
1 (b) unlawful activity constituting a felony under State law, to wit,
2 grand theft in violation of California Penal Code § 487:

| COUNT | DATE | SAG IDN |
|-------|-----------|---------|
| FIVE | 7/28/2010 | xxxx05 |
| SIX | 8/11/2010 | xxxx05 |
| SEVEN | 8/18/2010 | xxxx05 |
| EIGHT | 8/18/2010 | xxxx91 |
| NINE | 9/08/2010 | xxxx05 |

13 A TRUE BILL

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15 151
16 Foreperson

17 STEPHANIE YONEKURA
18 Acting United States Attorney

19 
ROBERT E. DUGDALE

20 Assistant United States Attorney
21 Chief, Criminal Division

22 RICHARD E. ROBINSON
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